

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KENNY CORCORAN,

Plaintiff,

v.

TIM GERVAIS, et al.,

Defendants.

CASE NO. C21-0001JLR

ORDER

Before the court is *in personam* Defendant Tim Gervais's motion to compel Plaintiff Kenny Corcoran to fully respond to Mr. Gervais's first set of interrogatories and requests for production. (Mot. (Dkt. # 21); Reply (Dkt. # 26).) Mr. Corcoran does not oppose Mr. Gervais's motion. (Resp. (Dkt. # 24-1).) The court has considered the motion, the parties' submissions in support of and in opposition to the motion, the

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1 relevant portions of the record, and the applicable law. Being fully advised,¹ the court
2 GRANTS IN PART Mr. Gervais's motion.

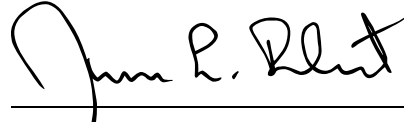
3 Because the motion is unopposed, the court GRANTS Mr. Gervais's motion to
4 compel Mr. Corcoran to "provide full and complete responses" to his discovery requests.
5 (Mot. at 5.) Further, the court GRANTS Mr. Gervais's request to deem Mr. Corcoran's
6 objections waived because Mr. Corcoran does not oppose this request and did not make
7 any objections to Mr. Gervais's discovery requests in the partial responses he served on
8 April 28, 2022. (*See* Resp. at 1; Beard Decl. (Dkt. # 25) ¶ 5, Ex. D (Mr. Corcoran's
9 responses to Mr. Gervais's discovery requests).) The court, however, DENIES the
10 motion to the extent it requests an order compelling Mr. Corcoran to respond to Mr.
11 Gervais's discovery requests within five days of the court's order. (*See* Mot. at 6.) Mr.
12 Corcoran states that he is a fisherman in Alaska and that he has experienced technical
13 challenges in communicating with his attorney that have made it difficult to respond to
14 the discovery requests. (Resp. at 1; Corcoran Decl. (Dkt. # 25-1) ¶ 6.) He represents,
15 however, that he and his attorney have since "made alternative arrangements . . . in order
16 to be more responsive to providing information" (Corcoran Decl. ¶ 7) and that he
17 "promises to pay more attention to the duties imposed by this lawsuit" (Resp. at 1). In
18 light of Mr. Corcoran's technical challenges and his efforts to resolve them, the court will
19 grant him additional time to serve his responses to Mr. Gervais's discovery.

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¹ Neither party requests oral argument (*see* Mot. at 1; Resp. at 1) and the court concludes
that oral argument would not be helpful to its disposition of the motions, *see* Local Rules W.D.
Wash. LCR 7(b)(4).

1 Accordingly, the court ORDERS Mr. Corcoran to provide complete responses to Mr.
2 Gervais's first set of interrogatories and requests for production by no later than July 15,
3 2022.

4 Dated this 30th day of June, 2022.

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7 JAMES L. ROBART
8 United States District Judge
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